

1 Nathan R. Ring  
Nevada State Bar No. 12078  
2 STRANCH, JENNINGS & GARVEY, PLLC  
703 South 8th Street  
3 Las Vegas, NV 89101  
Telephone: 725-235-9750  
4 E-mail: LasVegas@StranchLaw.com

5 *Attorneys for Plaintiffs*

6  
7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**  
9

10 TRUSTEES OF THE BRICKLAYERS &  
ALLIED CRAFTWORKERS LOCAL 13  
DEFINED CONTRIBUTION PENSION  
11 TRUST FOR SOUTHERN NEVADA;  
TRUSTEES OF THE BRICKLAYERS &  
12 ALLIED CRAFTWORKERS LOCAL 13  
HEALTH BENEFITS FUND; TRUSTEES  
13 OF THE BRICKLAYERS & ALLIED  
CRAFTWORKERS LOCAL 13 VACATION  
14 FUND; BRICKLAYERS & ALLIED  
CRAFTWORKERS LOCAL 13 NEVADA;  
15 TRUSTEES OF THE BRICKLAYERS &  
TROWEL TRADES INTERNATIONAL  
16 PENSION FUND; TRUSTEES OF THE  
BRICKLAYERS & TROWEL TRADES  
17 INTERNATIONAL HEALTH FUND; and  
TRUSTEES OF THE INTERNATIONAL  
18 MASONRY INSTITUTE,

19 Plaintiffs,

20 vs.

21 PEGASUS MARBLE, INC., a Nevada  
corporation; CYGNUS, LLC, a Nevada  
22 limited liability company; and GAGIK  
ZARGARYAN, an individual, TOKIO  
23 MARINE HCC d/b/a AMERICAN  
CONTRACTORS INDEMNITY  
24 COMPANY, a California corporation,

25 Defendants.  
26  
27  
28

CASE NO: 2:20-cv-00224-GMN-BNW

**STIPULATION AND REQUEST TO  
EXTEND DEADLINE TO FILE  
DISMISSAL DOCUMENTS**

1           Plaintiffs TRUSTEES OF THE BRICKLAYERS & ALLIED CRAFTWORKERS  
 2 LOCAL 13 DEFINED CONTRIBUTION PENSION TRUST FOR SOUTHERN NEVADA,  
 3 TRUSTEES OF THE BRICKLAYERS & ALLIED CRAFTWORKERS LOCAL 13 HEALTH  
 4 BENEFITS FUND; TRUSTEES OF THE BRICKLAYERS & ALLIED CRAFTWORKERS  
 5 LOCAL 13 VACATION FUND; BRICKLAYERS & ALLIED CRAFTWORKERS LOCAL 13  
 6 NEVADA; TRUSTEES OF THE BRICKLAYERS & TROWEL TRADES INTERNATIONAL  
 7 PENSION FUND; TRUSTEES OF THE BRICKLAYERS & TROWEL TRADES  
 8 INTERNATIONAL HEALTH FUND; and TRUSTEES OF THE INTERNATIONAL  
 9 MASONRY INSTITUTE by and through their counsel, Nathan Ring, Esq. of STRANCH,  
 10 JENNINGS & GARVEY, PLLC, and Defendants PEGASUS MARBLE, INC., CYGNUS, LLC,  
 11 GAGIK ZARGARYAN, TOKIO MARINE HCC d/b/a AMERICAN CONTRACTORS  
 12 INDEMNITY COMPANY, by and through their counsel, Adam Levine, Esq., of THE LAW  
 13 OFFICE OF DANIEL MARKS, hereby stipulate and agree to the following, subject to Court  
 14 approval:

15           **THE PARTIES STIPULATE AND HEREBY NOTE** that on February 28, 2023, the  
 16 Court held a settlement conference.

17           **THE PARTIES STIPULATE AND HEREBY NOTE** that on May 10, 2023, the parties  
 18 filed a Joint Notice of Settlement.

19           **THE PARTIES STIPULATE AND HEREBY NOTE** that on May 10, 2023, the Court  
 20 issued a minute order whereby dismissal documents are due June 9, 2023. or else a joint status  
 21 report informing the Court of the status of settlement.

22           **THE PARTIES STIPULATE AND HEREBY NOTE** that on May 16, 2023, the counsel  
 23 for Plaintiffs experienced an illness that resulted in absence from work for several days.

24           **THE PARTIES STIPULATE AND HEREBY NOTE** that on May 20, 2023, the counsel  
 25 for Plaintiffs had an unexpectedly weeks-early baby delivery.

26           **THE PARTIES STIPULATE AND HEREBY NOTE** that the birth of Plaintiff's child  
 27 requires additional time for Plaintiff's counsel to complete settlement, and therefore, request  
 28 that the due date for filing of the dismissal documents shall be extended by 30 days

Dated: June 9<sup>th</sup> 2023  
LAW OFFICE OF DANIEL MARKS

By: /s/ Adam Levine  
Adam Levine, Esq.  
610 S. Ninth Street  
Las Vegas, NV 89101  
alevine@danielmarks.net

**IT IS HEREBY ORDERED** that the above stipulations are approved.

**IT IS FURTHER ORDERED** that Parties shall have until July 10, 2023 to submit the dismissal documents or else a joint status report informing the Court of the status of settlement.

**IT IS SO ORDERED.**

Dated this 15 day of June, 2023.

Gloria M. Navarro, District Judge  
UNITED STATES DISTRICT COURT

Submitted By:  
STRANCH, JENNINGS & GARVEY, PLLC

Nathan R. Ring  
Nevada State Bar No. 12078

**Suzanne Levenson**

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**From:** Adam Levine <ALevine@danielmarks.net>  
**Sent:** Friday, June 9, 2023 11:32 AM  
**To:** Suzanne Levenson  
**Cc:** Nate Ring; Joi Harper  
**Subject:** RE: Bricklayers Trusts, et al v. Pegasus, et al

[EXTERNAL EMAIL] Do not click links or attachments unless you recognize the sender and know the content is safe.

I don't know if the stipulation never got filed. I don't see an email where I approved the use of my electronic signature. If it hasn't been filed, you may utilize my electronic signature.

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**From:** Suzanne Levenson <slevenson@stranchlaw.com>  
**Sent:** Tuesday, May 30, 2023 1:54 PM  
**To:** Adam Levine <ALevine@danielmarks.net>  
**Cc:** Nate Ring <nring@stranchlaw.com>; Joi Harper <JHarper@danielmarks.net>  
**Subject:** Bricklayers Trusts, et al v. Pegasus, et al

Mr. Levine,

Attached please find our stipulation as discussed with Nate last week. Thank you.

Suzanne Levenson

**Please note new firm name, address, and email addresses!**

[NRing@StranchLaw.com](mailto:NRing@StranchLaw.com), [JGuerra@StranchLaw.com](mailto:JGuerra@StranchLaw.com), [SLevenson@StranchLaw.com](mailto:SLevenson@StranchLaw.com)



STRANCH, JENNINGS & GARVEY  
PLLC

Paralegal for Nate Ring, Partner  
and Jessica Guerra, Associate  
3100 W. Charleston Blvd., #208  
Las Vegas, NV 89102  
[SLevenson@StranchLaw.com](mailto:SLevenson@StranchLaw.com)  
725.235.9750